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FILED

FEB 24 2014

**SECRETARY, BOARD OF
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY
ACTION OF C.E. BUTTERS REALTY AND
CONSTRUCTION REGARDING INFORMAL
CONFERENCE FOR THE FACT OF VIOLATION
AND PROPOSED ASSESSMENT FOR CITATION
No. MC-2013-17-03 FOR LANDS LOCATED IN
SECTION 29 OF TOWNSHIP 9 NORTH,
RANGE 3 EAST, CACHE COUNTY, UTAH

* **Joint Motion and Order**
* **To Continue Hearing**
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* Docket No. 2014-007
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* Cause No. S/005/0004

The Petitioner by and through its counsel of record Joseph M. Chambers, HARRIS, PRESTON & CHAMBERS, LLP, and the Utah Division of Oil, Gas and Mining (Division) by and through its Counsel with the consent and joinder of the Division;

MOTION

HEREBY jointly move the Board to continue the hearing scheduled in the above matter from February 26, 2014 until the regularly scheduled Board hearing in May 2014. This motion is brought in order to accommodate Petitioner's Counsel to inspect and review the excavation site and the surrounding area which is currently not available due to the accumulation of snow. The site inspection may resolve the dispute and thus save the Board the time it would expend hearing the matter. At the very

least it would allow Petitioner's counsel the opportunity to be fully prepared to represent his client.

Respectfully submitted this 22nd day of February, 2014.

HARRIS, PRESTON & CHAMBERS, LLP

/s/Jos. M. Chambers

Joseph M. Chambers
Attorney for Petitioner

ORDER

Upon Joint Motion of counsel for the Parties and for good cause appearing the Board of Oil Gas and Mining does hereby continue the hearing of the above entitle matter from February 26, 2014 until the regularly scheduled hearing of the Board in May 2014 at 9:00 AM or as soon thereafter as the matter may be heard.

Board of Oil, Gas and Mining

Ruland J. Gill, Jr.
Chair

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing Petition – Request for Formal Hearing before the Board (Request for Agency Action) to be mailed by email, First Class or Certified Mail with postage prepaid (as respectively noted in the bracketed notation below), this 13th day of December, 2013, to the following:

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/s/ Jos M. Chambers

Jos. M. Chambers